Los Angeles County Sheriff's Department
Officer Involved Shooting

Report Date: 02/19/06	Bureau/Station/Facility: PICO RIVERA STATION	Admin. Invest.? ☐ Hit? ☐

Incident Information

URN: 606-01365-1510-055	Date: 02/14/06 Time: 2335
City or Station: PICO RIVERA STATION	Nature of Incident: DEPUTY-INVOLVED NON-HIT SHOOTING
Location: [redacted] MARIS AVENUE	

Location Type (*circle one or more*):
- Backyard
- Beach
- Business
- Freeway
- Industrial
- Park
- Parking Lot
- Residence
- Rural
- School
- Street (circled)
- Other: ________

Lighting (*circle only one*):
- Darkness (circled)
- Daylight
- Other
- Street Lights

Weather (*circle only one*):
- Clear (circled)
- Cloudy
- Fog
- Rain

Distance: 25-30 FEET

Incident Type (*circle one or more*):
- Accidental
- Armed Person (circled)
- Fleeing Suspect
- Foot Pursuit
- Gun Take Away
- Moving Vehicle
- Sniper/Ambush
- Startle
- Struggle Involved
- Traffic Stop (circled)
- Unarmed Person
- Unintentional
- Vehicle Pursuit
- Warrant Service
- Warning Shot
- Other: ________

Initiated by (*circle only one*):
- Arrest Warrant
- Call
- Observation (circled)
- One Person Unit
- Other
- Search Warrant
- Two Person Unit

Prior Activity (*circle only one*):
- Detective
- Inmate Transport
- Other
- Routine Patrol (circled)

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect
1	0

Aero Unit? ☐ Canine Unit? ☐

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
	NONE			EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Non-Employee Witnesses

Last Name: [redacted]		First Name: [redacted]	M.I.		
Street Address: [redacted]	City: [redacted]	Zip Code	Work Ph: [redacted]	Home Ph: [redacted]	
Last Name: [redacted]		First Name: [redacted]	M.I.		
Street Address: [redacted]	City: [redacted]	Zip Code: [redacted]	Work Ph: [redacted]	Home Ph: [redacted]	
Last Name: [redacted]		First Name: [redacted]	M.I.		
Street Address: [redacted]	City: [redacted]	Zip Code: [redacted]	Work Ph: [redacted]	Home Ph: [redacted]	

Supervisors

Employee #	Last Name	First Name	M.I	(*circle one or more*)
[redacted]	SHEAR	RICHARD		On Duty (circled); Present during shooting; Witness to shooting; Involved in shooting
				On Duty; Present during shooting; Witness to shooting; Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	WALLS	DELLA	

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	CABRERA	NICHOLAS	

PSTD Use Only

SH # 2164888

Officer Involved Shooting

URN: 606-01365-1510-055

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
02/15/06	0155	05/08/06	

Employee #	Last Name	First Name	M.I
[redacted]	BERG	MICHAEL	R.
[redacted]	HILL	SCOTT	G.
[redacted]	JENNINGS	RICKEY	D.

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S1	E1	FH	SR	35			NN	
E1	S1	FH	BR	9	Y	Y	NN	

See Front Side

Officer Involved Shooting
Involved Employee Information

URN: 606-01365-1510-055

Involved Employee

E 1

Employee # [redacted]	Last Name CHAVEZ	First Name JUAN	M.I.
Sex: M Race: H	Rank DEPUTY SHERIFF	Unit Assignment: PRV	Work Assignment (Unit #, Module, etc.): 152F
ShiftTime (*circle only one*): (EM) PM Day	ShiftType (*circle only one*): (Regular) Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # / Interviewed? ☒
Hrs of sleep prior to shooting: 6	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, (Uniform w/ Vest)	Other Factors:
Age: 38 Height: 5-10 Weight: 220			
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] Number of Prior Shootings: [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.

E__

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # / Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: Height: Weight:			
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E__

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # / Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: Height: Weight:			
Range Qualification Date:	PPC Qualification Date:	Laser Training Date:	
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings:
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

See Other Side

Officer Involved Shooting
Suspect Information

URN: 606-01365-1510-055

Suspect Information

S 1

Last Name NAVARRO		First Name REMY	M.I.
AKA Last Name		First Name	M.I.
Sex: M Race: H	Street Address: [redacted]	City [redacted]	State & Zip Code: [redacted]
Work Phone: UNK	Home Phone: [redacted]	Social Secu[redacted]	Driver's Licen[redacted]
Age: 22 D.O.B. 07-05-84	Height: 5-10 Weight: 140	FBI # [redacted]	CII # [redacted]
Booking # 8929103	Primary Charge: 245(C) P.C..	Secondary Charge: 12025(C) P.C.	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☒	Apprehended? ☒	Mental Illness? ☐	Criminal History[redacted]
Vehicle Make HONDA		Model: CIVIC	Year: 1991

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S__

Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

See Other Side

SUPPLEMENTAL NON-EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]		[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]		[redacted]	[redacted]		[redacted]

INVESTIGATIVE SUMMARY
DEPUTY-INVOLVED NON-HIT SHOOTING
IAB SH2164888
URN 006-01365-1510-055

On Wednesday, February 15, 2006, Sergeants Michael Berg and Scott Hill of the Internal Affairs Bureau responded to the Pico Rivera Station area regarding a deputy-involved non-hit shooting. Internal Affairs Bureau Lieutenant Rick Jennings also responded.

On February 14, 2006, at approximately 2355 hours, Deputy Juan Chavez was working a one-man, uniformed patrol car. He observed a white Honda driving toward him without its headlights on during the hours of darkness. As he passed the Honda, Chavez identified the driver as [redacted], a gang member from the "Pico Viejo" gang. Chavez did not recognize the front seat passenger, but believed the passenger looked like a gang member.

As Chavez turned his vehicle around, the Honda sped away and drove through a stop sign. Chavez drove after the vehicle. Chavez intended to stop the Honda for the above traffic violations. Because Chavez knew [redacted] had been arrested with a gun recently, he requested back up via his radio. Chavez followed the Honda as it turned onto northbound Maris Avenue from Las Posas Avenue.

The Honda slowed down and Chavez believed the driver and suspect were preparing to exit the car and flee on foot. Chavez then requested Code 3 assistance via his radio. Responding units were approximately 1-1 ½ minutes away. Chavez decided to make a traffic stop of the vehicle and detain the suspects at gunpoint until his assisting units arrived. As the vehicle stopped, Chavez began to exit his patrol car; however, the suspects' vehicle then continued to drive forward slowly. The vehicle drove forward several house lengths and stopped in the street in front of [redacted] Maris Avenue. Chavez followed the vehicle and stopped his patrol unit several yards behind the Honda.

Chavez exited his car, and stood in the door frame area behind his open driver's side door. Chavez detained the suspects at gunpoint and yelled for them to show their hands. Chavez saw the two occupants talking to each other and Chavez believed they were formulating a plan. The front passenger, later identified as Suspect Remy Navarro, turned toward the center of the vehicle and faced Chavez. As Navarro looked up and down, he appeared to be doing something with his hands. Chavez believed Navarro could be loading a gun or a magazine.

Chavez continued to yell at the suspects and used [redacted] name. At that point, [redacted] complied with Chavez' directives and raised his hands. Navarro exited the front passenger's side door. Navarro kept his back to Chavez and stepped a couple of feet away from the car. Chavez saw Navarro reach under his sweatshirt and into his waistband. Navarro began to turn toward his right to face Chavez. Chavez recognized that Navarro gripped an object with his right hand, and lifted his right arm toward Chavez.

Chavez was scared and believed that Navarro had a gun. Chavez believed he was about to be shot, so he fired one round at Navarro. Chavez heard Navarro scream and saw him flinch. Navarro then ducked behind a parked vehicle next to the Honda along the east curb of Maris Avenue. Chavez watched Navarro run northbound on the sidewalk. Navarro then ran into the backyard of [redacted].

Chavez made a radio broadcast that he had been involved in a shooting, and coordinated responding units to set up a containment of the area. Within a minute, assisting units arrived at Chavez' location. Chavez and assisting units then safely conducted a felony extraction of [redacted] from the Honda . [redacted] was arrested and placed into Chavez' patrol car.

As Navarro ran through the backyard of [redacted], he stashed a .357 revolver underneath a sofa cushion on the backyard patio. The gun was eventually located by a Sheriff's scent dog. Navarro went to [redacted] where he hid throughout the night.

The neighborhood was evacuated, and SEB personnel were requested and deployed. Deputy personnel were given information by the residents of [redacted] that Navarro was inside their house. At approximately 0738 hours, following P.A. announcements, Navarro exited the house and surrendered to deputies.

> **IAB Note: Refer to the supplementary reports in Exhibit A for complete information regarding the search for and capture of Suspect Navarro. Additionally, details regarding the article search and search warrant information from the incident are also included in Exhibit A, but not specifically reviewed in this case.**

No suspects or deputies were injured in this incident.

INVOLVED PERSONNEL:

CHAVEZ, Juan, Deputy #[redacted]
Field Operations Region III
Pico Rivera Station

EMPLOYEE WORK HISTORY:

CHAVEZ, Juan

Date of Employment	09/05/90
Date assigned to Patrol	[redacted]
Completed Patrol Training	[redacted]
Prior Shooting Incident(s)	[redacted]
Prior Founded Force Incidents	[redacted]

SUSPECT:

Navarro, Remy MH/22 Booking # 8929103

Suspect Navarro has an extensive [redacted]. A check of the CCHRS (Consolidated Criminal History Reporting System) revealed that Suspect Navarro [redacted]. Refer to the CCHRS and RAPS printouts included under **Miscellaneous Documents**. Suspect Navarro is a documented gang member with "Pico Viejo" and has a moniker of "Lazy."

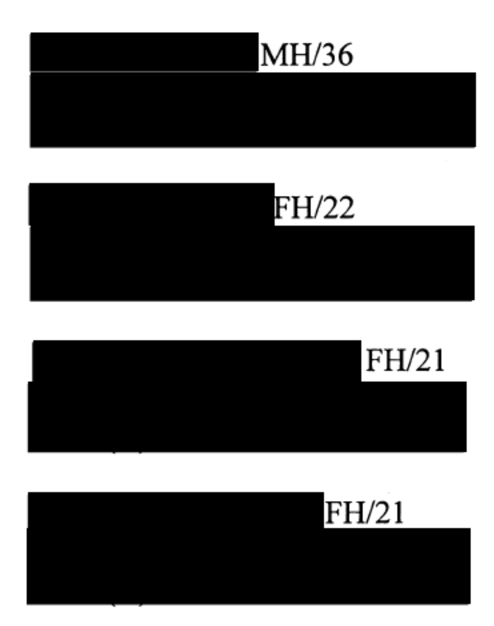
WITNESSES:

Sworn:

None

Civilian:

[redacted] MH/21
[redacted]



[redacted] MH/36

[redacted]

[redacted] FH/22

[redacted]

[redacted] FH/21

[redacted]

[redacted] FH/21

[redacted]

> **IAB Note: A canvass of the area was conducted for witnesses. At many residences, no one answered their doors or no one was at home. Other residents were contacted but did not see or hear anything. Several residents only heard a gunshot but did not witness anything else. Refer to the supplementary reports in Exhibit A, pages 34, and 42-47 for complete address and witness information.**

INJURIES:

<u>**NAVARRO**</u>, Remy

None

No deputies were injured.

PHYSICAL EVIDENCE:

Deputy Chavez' one expended shell casing was located behind his shooting position, to the rear driver's side of his patrol car. No other significant evidence was located at the shooting scene. The suspect's firearm was located in a backyard of a residence [redacted], several houses north of the shooting scene on the east side of the street. The suspect was last scene running into the rear of this residence by Deputy Chavez. The gun was located in a sofa, under a sofa cushion, by a Sheriff's scent dog.

The suspect eventually ran to a home at [redacted] several houses south of the shooting scene on the east side of the street. The suspect changed clothes inside that residence. His clothes were later located by the resident ([redacted]) and brought to the Pico Rivera Sheriff's Station.

Refer to supplementary reports included in **Exhibit A** for physical evidence gathered at the crime scene(s), and descriptions of the evidence. Refer to photographs of the crime scene and evidence (**Exhibits F & H**), and the crime scene sketch (**Exhibit C**).

INVESTIGATOR OBSERVATIONS:

The physical evidence at the shooting scene (position of the deputy's shell casing, position of the vehicles, recovery of the suspect's gun) appears to be consistent with Deputy Chavez' version of the events.

Refer to **Exhibit A** for additional scene observations. Also, refer to **Exhibits F & G** for photographs of the scene.

WEAPONS USED BY DEPUTY PERSONNEL:

Deputy Chavez, Juan

Departmental-issued service firearm; Beretta 92F, 9mm, serial #BER060479Z; **1 round** of duty issue 9mm ammunition fired. Chavez carried his weapon with 15 rounds in the magazine and one in the chamber. Following the shooting, he had 14 rounds in his magazine, and one in the chamber. Deputy Chavez' round was not accounted for nor located. Chavez was approximately 25-30 feet from the suspect when he fired. Refer to the Crime Lab examination of Chavez' weapon (**Exhibit B, lab receipts J773076 and J773079**).

WEAPONS USED BY SUSPECT:

When Suspect Navarro exited his vehicle, Deputy Chavez saw him reach for his waistband. Chavez believed Navarro reached for and possessed a firearm. Chavez last saw Navarro run into a yard at [redacted] Later, after an article search by an SEB dog, a .357 Magnum revolver was recovered in the rear yard of that address, hidden beneath a sofa cushion in a sofa outside of the east side of the residence. The gun was loaded with 6 rounds of .357 caliber ammunition.

Refer to photos in **Exhibit H**.

PROPERTY DAMAGE:

No civilian or department property was damaged.

CRIMINAL INVESTIGATOR and CHARGES FILED:

Investigator's Name	Detective Hank Ortega (OSS)
Court	Whittier Superior Court
Charges Filed	12025 (a)(1) PC/ 12025 (a)(2) PC/ 12031 (a)(1) PC-2 counts
Court Date	Disposition Completed 03-17-06
Case Number	VA093954

On March 7, 2006, Suspect Navarro was convicted of Carrying a Concealed Firearm, 12025(a)(1) P.C., and sentenced to 16 months in State Prison. The other charges were dismissed due to a plea negotiation.

On March 15, 2006, Witness [redacted] was convicted of Carrying a Concealed Firearm, 12025(a)(1) P.C., and sentenced to 16 months in State Prison. The other charges were dismissed due to a plea negotiation.

LIGHTING OR WEATHER CONDITIONS:

The weather was cloudy, cool, and dark at the time of the shooting (approximately 2356 hours). Chavez had his headlights on, his driver's side spotlight pointed at the vehicle, and also had his front takedown light on. Chavez described the street as a dark street.

INVOLVED EMPLOYEE'S STATEMENT:

Deputy Chavez, Juan

Deputy Chavez was working a uniformed, one-man patrol car (152F) on Early Morning shift. While patrolling the city of Pico Rivera, he saw a white Honda driving without its headlights on during the hours of darkness (approximately 2355 hours). Chavez was driving toward the Honda. As Chavez neared and passed the vehicle, he turned his driver's side spotlight onto the vehicle and recognized the driver as [redacted] from the Pico Viejo gang. Chavez did not recognize the passenger. Chavez recognized the Pico Viejo gang as a violent, dangerous gang, and knew they frequently carry weapons.

Chavez described the passenger as wearing a dark sweatshirt with a hood pulled over his head. Chavez believed the passenger was also a gang member. Chavez knew [redacted] was on probation for a prior arrest. Chavez stopped his vehicle, and began to reverse in order to turn around. As Chavez did this, the Honda accelerated and drove through the stop sign at Acacia/Epson. Chavez turned his car around and followed the Honda as it made several turns on residential streets.

Chavez made a radio broadcast requesting a back up unit so he could stop the vehicle. The Honda turned north onto Maris Avenue from Las Posas Avenue. When the car turned onto Maris Avenue, it slowed down. Chavez believed the occupants were going to bail out of the car and run. Chavez recalled [redacted] had done that the last time he was arrested in virtually the same location on Maris Avenue. Chavez got on the radio and requested the responding units respond to his location with Code 3 assistance.

Chavez believed the suspects would run so he turned on his overhead lights and initiated a traffic stop of the vehicle. Chavez intended to stop the Honda and detain the occupants at gunpoint until his assisting units arrived. Chavez believed the assisting units had an ETA of 1-1 ½ minutes. Chavez did not plan to approach the vehicle or remove the occupants until his assisting units arrived. Chavez had followed the vehicle for approximately 30 seconds before he turned on his overhead lights.

When the vehicle stopped, Chavez began to exit his vehicle. The driver, [redacted] then continued to drive slowly northbound on Maris Avenue. The Honda continued slowly for a few house-lengths, then came to a stop in front of [redacted] Maris Avenue. Chavez stopped behind the Honda, exited his vehicle, and pointed his gun at the car. Chavez' patrol car was slightly off-set to the driver's side of the Honda. Chavez yelled verbal commands for the occupants to show their hands. The occupants failed to show their hands and Chavez continued his verbal commands.

Chavez saw [redacted] and the front passenger (Remy Navarro) talking to each other. Chavez believed they were formulating a plan. Chavez believed this was not normal and he grew worried. Chavez saw the front passenger (Navarro) turn his body toward the center of the car and look back at him. Chavez saw Navarro was making movements and believed he could be loading a gun or a magazine. Navarro continued to look up and down. Chavez yelled, "[redacted] show me your hands!" Chavez believed [redacted] was surprised at being recognized, and [redacted] then held up his hands.

As Chavez waited for his assisting units, Navarro exited the passenger's side front door of the Honda. Navarro kept his back to Chavez and took a couple of steps to his right (east, away from the Honda). Chavez yelled at Navarro to get back into the car. Navarro was dressed in a bulky black sweatshirt. Navarro had his hands in his waistband area, then turned to his right toward Chavez. Chavez saw Navarro had his hands beneath his sweatshirt, and was gripping something and raising his right arm toward him. Chavez believed the grip and the movements of Navarro were consistent with a person holding a gun. Based on Navarro's movements and where he removed the object from, Chavez knew Navarro was not holding a cell phone or other object.

Chavez believed that Navarro was bringing a gun up to shoot him. Chavez had a clear view of Navarro. Chavez was scared, believed he was going to be shot at, and did not want to be shot. Chavez fired one round at Navarro. Chavez knew his backdrop was a parked car along the east curb of Maris Avenue. Chavez also recognized there were houses beyond the parked car.

Chavez heard Navarro scream, saw him flinch and believed that he had shot Navarro. Navarro ducked toward a black Honda which was parked along the east curb of Maris Avenue, then ran north along Maris Avenue. Chavez did not have a clear shot after Navarro ducked behind the parked vehicle, and did not want to shoot at Navarro as he ran due to the many houses.

Chavez made a radio broadcast that he had been involved in a shooting, and set up a containment. Chavez saw Navarro turn eastbound and run into the rear yard of the house at [redacted] Chavez requested two units to respond to his location, and the remaining responding units to take containment positions. Assisting units Sergeant Shear and Deputy Callahan arrived within a minute. After they arrived, they conducted a felony extraction of [redacted] from the Honda without incident.

As Chavez placed [redacted] into his patrol car, he asked [redacted] why Navarro ran. [redacted] told Chavez that Navarro ran because he had a gun. Once a containment of the area had been established, Chavez went to Pico Rivera Station.

> **IAB Note: Navarro remained in the containment throughout the night. Ultimately, Navarro was taken into custody when he emerged from [redacted] at approximately 0738 hours in the morning.**

WITNESSES' STATEMENTS:

<u>Civilian Witnesses</u>

[redacted]

[redacted] was the driver of the vehicle that Deputy Chavez stopped. Suspect Navarro was the passenger in the vehicle. [redacted] was not involved in the shooting, but was arrested. While in custody, [redacted] waived his rights and agreed to talk to detectives. [redacted] told detectives that he had left work at 1000 hours in Torrance, then went home to Long Beach. Later, he went to his girlfriend's house in Pico Rivera and cruised around the area and met a friend. [redacted] would not identify the friend.

Later on, [redacted] said a patrol car stopped him. [redacted] parked on Maris Avenue and turned on his hazard lights. [redacted] heard the deputy tell him to put his hands up, so he turned down the radio volume, and complied. [redacted] could not see what his friend in the passenger seat was doing. All of a sudden, [redacted] heard a gunshot, then he was arrested. [redacted] would not elaborate on any of the events when the patrol car stopped him. [redacted] denied any knowledge of there being a gun in his car.

IAB Note: When [redacted] was placed into Deputy Chavez' patrol car following his arrest, Chavez asked [redacted] why his "homeboy" ran. [redacted] told Chavez that Navarro ran because he had a gun. Refer to the original crime report by Deputy Chavez, Exhibit A, page 5.

[redacted]

Witness [redacted] lives at [redacted]. Between approximately 11:30 PM and midnight, he was in his garage when he heard a "pop." [redacted] looked up and saw a male wearing a dark, hooded sweatshirt running toward him. The male had his hands in his pockets by his waistband. [redacted] closed the garage door.

IAB Note: The garage door was several feet away from the couch where the suspect's handgun was eventually discovered. The couch was in [redacted] backyard on his patio.

[redacted] later told detectives that he does not own a gun, nor does he keep any guns at his house. [redacted] said there was no reason a gun should be in his sofa. [redacted] had not looked in his sofa for about a month.

[redacted]

As deputies evacuated residences on Maris Avenue, Witness [redacted] contacted Deputy Ramirez. She told Ramirez that the person they were looking for was inside a house down the block (south). [redacted] told Deputy Ramirez she had called her friend [redacted] (aka [redacted]) about the evacuations. [redacted] told [redacted] she had let Navarro into her house last night ([redacted]. [redacted] confirmed that [redacted] was no longer in the house. [redacted] then gave her cell phone to Deputy Ramirez so he could speak with [redacted] directly. Refer to Ramirez' supplementary report in **Exhibit A, pages 39-41**, for additional information.

[redacted]

Witness [redacted] lives at [redacted] with her [redacted] (Witness [redacted]. They have known Suspect Navarro since childhood. At approximately 0015-0030 hours on the night of the incident, Navarro saw [redacted] in her kitchen. Navarro yelled for her and she met him at her back door. Navarro asked to use her phone and she agreed. [redacted] took Navarro to the garage where he used the phone. [redacted] did not know whom Navarro called. Navarro stayed in the garage until [redacted] returned home around 0200 hours. [redacted] went to her bedroom. [redacted] was unaware that Navarro was in trouble with the police.

[redacted] believed Navarro was very nervous and looked like he had been using drugs.

[redacted] neighbor, [redacted] called her while they were being evacuated, and [redacted] told her that Navarro was inside her house.

[redacted]

Witness [redacted] lives at [redacted] with his [redacted] (Witness [redacted]). They have known Suspect Navarro since childhood. [redacted] returned home at approximately 0230 hours on the night of the incident and found Navarro at his house. [redacted] thought Navarro might be on drugs. [redacted] did not talk to his [redacted] about Navarro being there. Navarro asked [redacted] for a change of clothing, and went to [redacted] bedroom where he changed clothes and discarded the clothes he had been wearing. Navarro went to sleep in [redacted] bedroom on the floor, and [redacted] went to sleep in the bed. Navarro did not tell [redacted] about being in trouble with the police.

As Navarro slept, deputies came to [redacted] house and asked him and his [redacted] to evacuate. [redacted] realized what was going on. [redacted] wanted to get his [redacted] out of the house because she did not know Navarro was in the house. Navarro did not want [redacted] to evacuate, but asked [redacted] not to tell the police that he was inside the house. When [redacted] exited the house, he then told the deputies that Navarro was in his home.

At approximately 1400 hours on February 15th, 2006, [redacted] went to the Pico Rivera Sheriff's Station. He met Detective Ortega in the lobby and identified himself. [redacted] gave Ortega the clothes Navarro had been wearing before he changed clothes. [redacted] told Ortega that he found [redacted] clothes in a pile of clothing on his bedroom floor by the closet. [redacted] believed deputies may have missed the clothing because it was mixed in with [redacted] clothes. [redacted] told Ortega that he was able to identify [redacted] clothing because [redacted] saw [redacted] wearing the clothes (black "Raiders" sweatshirt and dark jean shorts). [redacted] told Ortega that [redacted] then put on a pair of [redacted] blue jeans.

Deputy Witnesses

None

SUSPECT'S STATEMENT:

Suspect Navarro waived his rights and agreed to talk to Pico Rivera Station gang detectives. Navarro claimed he arrived at his friends' house ([redacted]) when it was dark. He did not remember what time he arrived, but believed he had been there a long time. He denied knowing anything about being with [redacted] running from the police, or possessing a gun. In short, Navarro denied any knowledge about the entire incident. Navarro did not want to discuss the incident further, and mentioned an attorney. The interview was stopped.

MISCELLANEOUS SECTION:

None